

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JULY 27, 2011 - 7:30 P.M.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 9, 2011 and to the Press Journal and published on January 13, 2011, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. ROLL CALL

3. RECOGNITION OF SERGEANT WILLIAM MC LOUGHLIN UPON HIS RETIREMENT FROM THE CLOSTER POLICE DEPARTMENT (Requested by Mayor 7/22/11)

4a. VOTE ON CONSENT AGENDA ITEMS

5. INTRODUCTION OF THE FOLLOWING ORDINANCE(S) – PUBLIC HEARING - 8/24/11 @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2011:1102: “AN ORDINANCE DESIGNATING THE RESOLVERT NAGEL HOUSE AND FARM A HISTORIC LANDMARK” (Received from Borough Attorney 7/19/11)

b. BOND ORDINANCE NO. 2011:1103: “AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF VARIOUS EQUIPMENT IN AND FOR THE BOROUGH OF CLOSTER AND APPROPRIATING \$200,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$190,000 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME (Requested by Administrator 7/21/11 – Received from Bond Counsel 7/22/11)

RESOLUTIONS

6. BILL RESOLUTION – JULY 31, 2011
TO BE PREPARED BY DEPUTY TREASURER

7. *POSSIBLE* RESOLUTION AWARDDING CONTRACT TO _____ FOR PROFESSIONAL PLANNER – MASTER PLAN, RECEIVED AT OPENING HELD 3/30/11 @ 1:30 P.M. - TO BE PREPARED BY BOROUGH ATTORNEY (Adjourned from RM 4/26/11; RM 5/11/11; RM 5/25/11 – Borough Attorney advised at this meeting the need for the Planning Board to put in writing a request that further information be provided regarding the RFP's submitted for consideration since the deadline for award is past 30 days; Adjourned from RM 6/8/11; RM 6/22/11; RM 7/13/11)

8. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEAR 2010: WALLACH V. CLOSTER (Received from Borough Attorney 7/14/11)

9. RESOLUTION ENDORSING CDBG GRANT APPLICATION IN THE AMOUNT OF \$25,000.00 FOR SPECTRUM FOR LIVING GROUP HOMES INC FOR SPECTRUM'S NORTHERN VALLEY RESPITE AND SOCIALIZATION PROGRAM IN THE BOROUGH OF CLOSTER (This Resolution does not obligate the financial resources of the municipality and is intended solely to expedite the expenditure of the CDBG Funds) (3. M.L. 7/21/11)

10. RESOLUTION NO. 3 RE AD INTERIM PERMIT

11. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$24,112.11 TO R.ROTHMAN FOR REDEMPTION OF TAX SALE CERTIFICATE #10-00003 FOR BLOCK 1710, LOT 10, ALSO KNOWN AS 12 WESTERVELT AVENUE, SOLD AT THE MUNICIPAL TAX SALE HELD 9/29/10 FOR 2009 DELINQUENT TAXES AND ISSUING A SEPARATE CHECK IN THE AMOUNT OF \$17,600.00 FOR PREMIUM PAID AT TAX SALE (Received from Tax Collector 7/20/11)

4a. VOTE ON CONSENT AGENDA ITEMS (Continued)

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RESOLUTIONS (Continued)

12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$59,247.76 TO ROYAL TAX LIEN SERVICES, LLC FOR REDEMPTION OF TAX SALE CERTIFICATE #09-00002 FOR BLOCK 701, LOT 17, ALSO KNOWN AS 100 KNICKERBOCKER ROAD, SOLD AT THE MUNICIPAL TAX SALE HELD 7/8/09 FOR 2008 DELINQUENT TAXES **AND** ISSUING A SEPARATE CHECK IN THE AMOUNT OF \$27,100.00 FOR PREMIUM PAID AT TAX SALE (Received from Tax Collector 7/20/11)
13. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$57,281.06 TO M & D ASSOCIATES FOR REDEMPTION OF TAX SALE CERTIFICATE #08-00001 FOR BLOCK 612, LOT 15, ALSO KNOWN AS 95 OAK STREET, SOLD AT THE MUNICIPAL TAX SALE HELD 6/19/08 FOR 2007 DELINQUENT TAXES (Received from Tax Collector 7/20/11)
14. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$601.89 TO DAVID HAHN FOR BLOCK 2008, LOT 8 DUE TO TAX COURT JUDGMENT RENDERED 6/30/11 FOR 2010 REAL ESTATE TAX OVERPAYMENT (Received from Tax Collector 7/20/11)
15. RESOLUTION AUTHORIZING RELEASE OF REMAINING ESCROW FUNDS IN THE AMOUNT OF \$937.80 TO SPECTRUM FOR LIVING, INC. FOR SATISFACTORY COMPLETION OF REQUIREMENTS OF CLOSTER CODE CHAPTER 108, ARTICLE II, ZERO INCREASE IN STORM WATER RUNOFF, AS WELL AS CHAPTER 167, SOIL MOVEMENT FOR BLOCK 1104 LOT 6.01, 50 BLANCH AVENUE (Received from Deputy Treasurer 7/20/11)
16. RESOLUTION GRANTING APPROVAL FOR RELEASE AND RETURN OF THE REMAINING PLANNING/ZONING BOARD ESCROW FUNDS TO APPLICANT SPECTRUM FOR LIVING, INC. IN THE FOLLOWING AMOUNTS: \$200.00 FOR BLOCK 1104, LOT 6.01, 50 BLANCH AVE. **AND** \$4,658.12 FOR BLOCK 1104, LOT 14, 19 VAN SCIVER ST., DUE TO SATISFACTORY COMPLETION OF THE REQUIRED IMPROVEMENTS UNDER THE GRANTED APPROVALS (Received from Deputy Treasurer 7/20/11)
17. RESOLUTION EVIDENCING COMPLIANCE BY THE GOVERNING BODY WITH N.J.S.A. 40A:5-4 AND N.J.S.A. 40A:5-6 RE 2010 AUDIT (Audit Report rec'd. (10. M.L. 7/21/11/distributed 7/22/11) GROUP AFFIDAVIT FORM CERTIFICATION OF GOVERNING BODY RE 2010 AUDIT REPORT (to be signed by each member of the Governing Body certifying they have personally reviewed and are familiar with at least the "Letter of Comments and Recommendations" Section of the Annual Report of Audit)
18. RESOLUTION AUTHORIZING THE ABATEMENT OF NUISANCES AND CHARGES TO BE ASSESSED AND LEVIED UPON THE AFFECTED PROPERTIES: 614 CLOSTER DOCK ROAD AND 45 FIRST STREET (Received from Borough Attorney 7/21/11)
19. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEARS 2010 & 2011: MC GUIRE V. CLOSTER (Received from Borough Attorney 7/21/11)

MOTIONS

20. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed via e-mail on 7/22/11) NO ABSTENTIONS
 - a. REGULAR MEETING OF JULY 13, 2011
 - b. WORK SESSION OF JULY 13, 2011
21. MOTION GRANTING APPROVAL FOR BLOCK PARTY TO BE HELD ON ROBINHOOD ROAD ON 9/3/11 FROM 1:00 P.M. TO 10:00 P.M.; RAIN DATES 9/4/11, OR IF NEED BE 9/5/11 (4. M.L. 7/21/11)

- 4a. VOTE ON CONSENT AGENDA ITEMS (Continued)

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – JULY 27, 2011 - 7:30 P.M.

MOTIONS (Continued)

22. MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO FILL THE FOLLOWING *NON-SALARIED* APPOINTMENTS MADE AT THE FOLLOWING MEETINGS (Which have not been accepted as of the time of preparation of this Agenda)

<u>OFFICE</u>	<u>MEETING</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION				
Member			2 Years	12/31/12
Member	RM 2/23/11	<u>Tina Stratton</u>	2 Years	12/31/12

23. MOTION GRANTING APPROVAL FOR THE 59TH ANNUAL PEARLE ROAD BLOCK PARTY TO BE HELD ON 9/17/11 FROM 2:00 P.M. TO 10:00 P.M.; RAIN DATE: 9/18/11 (7. M.L. 7/21/11)

24. *POSSIBLE* MOTION GRANTING SPECIAL APPROVAL FOR SADHU VASWANI TO PLACE A LARGE BANNER ACROSS DURIE AVENUE TO ANNOUNCE CARNIVAL TO BE HELD 9/18/11, SUBJECT TO COMPLIANCE WITH BOROUGH CODE CH. 173, "SUBDIVISION OF LAND AND SITE PLAN REVIEW", ARTICLE XVII, "SIGNS"; §83, "Sign permit required", E. "Temporary signs" (1) Borough owned property; (2) "Special temporary signs" (Discussed at WS 7/13/11/9. M.L. 6/23/11)

25. REPORTS

a. CHIEF OF POLICE – JUNE 2011 (Received 7/13/11)

- 4b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

26. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)
(Subject to 5-minute limit per By-Laws General Rule No.11)

27. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY

28. ADJOURNMENT

ALL BUSINESS WILL TERMINATE AT 11:00 P.M.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JULY 27, 2011 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 9, 2011 and to the Press Journal and published on January 13, 2011, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF JULY 14, 2011
 - b. MAIL LIST OF JULY 21, 2011
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of July 27, 2011)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
 - E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
6. COMMITTEE REPORTS (Continued)

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JULY 27, 2011 - 7:30 P.M.

F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)
1) REPORT

7. OLD BUSINESS

- a. STATUS REPORT RE REQUEST FOR NAME CHANGE AT VETERAN'S MEMORIAL PARK AND A NEW SIGN (3. M.L. 2/17/11; referred to O&L Committee for W.S. 3/23/11; Placed on WSA 5/11/11 per request of Dr. Barad 4/26/11)

8. NEW BUSINESS

9. OPEN MEETING TO THE PUBLIC FOR ANY MATTER PER NJSA 10:4-12(A) (SUBJECT TO A 5-MINUTE LIMIT PER GENERAL RULE NUMBER 11) EXCEPT FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING

10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

11. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY

12. ADJOURNMENT

MAIL LIST
JULY 14, 2011

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	07/07/11 07/11/11 07/12/11 07/13/11	07/07/11 07/11/11 07/12/11 07/13/11	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alerts re: a. Reminder: Articles requested for October's NJM Due 8/10/11 b. Please Help Municipalities In Need of Transitional Aid c. First Effort to Restore Property Tax Funding Fails, Supplemental Appropriation Will Be Needed d. House Transportation Reauthorization Bill Slashes Spending and Consolidates Programs e. State of CY 2011 Property Tax Bills and Statement of State Aid (distributed 7/13/11) f. A-4126, Statutory Deadline for Municipalities to Act on Defeated School Budgets	Mayor
2.	07/08/11 07/13/11	07/08/11 07/13/11	egg@dca.state.nj.us to closterboroughclerk@yahoo.com c: Division of Taxation Department of Education	*a. Announcement that the New Jersey Housing and Mortgage Finance Agency is accepting nominations for the 2011 Governor's Excellence in Housing and Economic Development Awards. Awards to be presented at the Governor's Conference on Housing and Economic Development to be held in Atlantic City on 9/20 and 9/21; Award presentation: 9/21 b. Memorandum from DLGS re Certification of CY 2011 property tax levies and Statement of Aid	
3.	07/11/11	07/08/11	Marc Votto to Borough Clerk	*Zoning Board of Application for variance relief to be heard on 7/20/11 at 7:00 p.m. re Block 1709 Lot 12, 551 Closter Dock Road	Dolson/Zoning
4.	07/13/11	07/06/11	Gary J. Vinci, Certified Public Accountant, to Borough Clerk c: Thomas Neff, Director Division of Local Government Services	Original Length of Service Awards Program Financial Statements for the year ended 12/31/2010 and 2009 (distributed to Mayor and Council, Chief Financial Officer and Administrator 7/14/11) FINANCIAL STATEMENTS ON FILE IN BOROUGH CLERK'S OFFICE	Administrator CFO
5.	07/14/11	07/12/11	Ilene S. Anesini, Executive Director, Temple Emanu-El, to Mayor	*Requesting permission for Tashlich Service to be held at the Closter Nature Center on Thursday, 9/29/11 (Copy to Glenn Parsells, Nature Center Association)	Administrator/Insurance Agenda item upon receipt of approval from Risk Management Consultant of required insurance

6.	07/14/11	June 2011 No. 4	NJS League of Municipalities to Municipal Clerk	NJLM Legislative Bulletin - 2010 - 2011 Legislative Session	
7.	07/14/11	07/13/11	Richard D. Loccke, Loccke, Correia Limsky & Bukosky c: PBA	*Closter PBA Local 233 and Borough of Closter (2012 Contract Negotiations)	Borough Attorney

MAIL LIST
JULY 21, 2011

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	07/14/11	07/14/11	NJS League of Municipalities to Borough Clerk William G. Dressel, Jr. Executive Director	*Information re: a. 2011 Best Practices Checklist b. Re: I. Governor Issues Pension Savings by Municipality II. August 16 th Pensions and Health Benefits Law Seminar - Limited Seating Still Available c. Best Practices Checklist Issued (LFN 2011-18R) Questionnaire due by 9/1/11 for calendar year or transitional fiscal year municipalities; Questionnaire due by 4/2/12 for fiscal year municipalities; ALSO Completed Questionnaire must be agenda item for discussion at governing body meeting AND municipal clerk must file certification confirming that the Questionnaire was discussed publicly (either before or after actual submission of the questionnaire!) d. Federal Update I. House Committee Proposes COPS Elimination, Cuts to Criminal Justice Funding II. EPA Appropriations Bill Sees House Action III. Energy Appropriations Bill Sees Action Too IV. NLC Urges House to Oppose Wireless Tax Bill V. House Approves National Flood Insurance Program VI. Administration Responds to City Leaders' Calls for Federal Partnership e. Revised Best Practices Checklist Issued f. New League Feature Website Resource: Pie Chart Template Shows Your Constituents Where Their Property Tax Dollars Go g. Senior Property Tax Freeze Information - CORRECTED INFORMATION (Copy to Tax Collector, CFO/Treasurer)	Municipal Clerk
	07/15/11	07/15/11			
	07/18/11	07/18/11			
	07/19/11	07/19/11			
	07/20/11	07/20/11			
2.	07/15/11	07/15/11	egg@dca.state.nj.us to closterborough clerk	*Information as follows: a. Local Finance Notice 2011-18R, CY 2011/SFY 2012 Best Practices Inventory Questionnaire b. Brief clarification of guidance information forthcoming from the Division of Local Government Services re Pension and Benefits	

3.	07/15/11	07/13/11	Kathleen M. Hennessey, Director of Support Services, Spectrum for Living to Quentin Wiest, Borough Administrator c: Mayor Sophie Heymann	*Letter requesting placement of Resolution on RM Agenda to endorse Community Development Project in order to complete the 2012 Community Development grant application process; Deadline: 10/7/11!	RM Agenda 7/27/11
4.	07/15/11	07/14/11	Pam Scaglione, 82 Robinhood Road, Barbra Shanahan, 81 Robinhood Road, Victoria Thomas, 75 Robinhood Road, Block Party Committee to Mayor and Closter Council	* Request for permission to hold Block Party on Robinhood Road on Saturday, 9/3/11, from 1 p.m. to 10 p.m.; Rain dates: 9/4/11, if necessary 9/5/11; request for 4 barricades to close off street and section off party (Copy to Deputy Chief Kaine, Glenn Parsells, William Dahle III)	RM Agenda 7/27/11
5.	07/18/11	No Date	Alexander C. Stern, Assistant Regulatory Counsel, PSE&G, to Municipal Clerk	*Notice to Public Service Electric and Gas Company Customers in the Matter of Public Service Electric and Gas Company's 2011/2012 Annual BGSS Commodity Charge Filing for Its Residential Gas Customers Under Its Periodic Pricing Mechanism and for Changes in the Tariff for Gas Service B.P.U.N.J. No. 15 Gas Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1	
6.	07/18/11	07/11/11	David M. Watkins, Esq., Attorney for Applicant, to Borough Clerk	*Notice of Planning Board Public Meeting to be held 7/28/11 @ 8:00 P.M. re the application of Esther Freadman for soil moving approval for property located at Block 2305, Lot 16.01 commonly known as 519 Parsells Lane	Amitai/Planning
7.	07/18/11	07/18/11	United Water	*Press Release - United Water New Jersey Files Rate Request with NJBPU	
8.	07/18/11	07/18/11	Chris Christie, Governor	Individual letters to governing body members re update of new reforms	
9.	07/20/11 hand del'd	07/20/11	Raymond G. Zebro, 11 Pearle Road, Pearle Road Block Party Committee	*Request for permission to hold 59 th Annual Pearle Road Block Party on 9/17/11 from 2 p.m. to 10 p.m.; Rain Date: 9/18/11, from 2 p.m. to 10 p.m.(Copy to Deputy Chief Kaine, Glenn Parsells, William Dahle III)	RM Agenda 7/27/11
10.	07/20/11	07/19/11	Gary J. Vinci, RMA, Lerch, Vinci & Higgins, LLP	*Letter re Report of Audit for the year ended December 31, 2010 (Audit Reports distributed to Mayor and Council, Administrator, CFO on 7/22/11)	RM Agenda 7/27/11
11.	07/20/11	07/14/11	Karen Mastriano, Clerk to the Board of Chosen Freeholders, to Gov. Chris Christie c: Bergen County Municipalities	*Certified Copy of Resolution #796-11 adopted 7/13/11 proclaiming the month of July 2011 as "Recreation & Parks Month"	
12.	07/20/11	07/13/11	Gary A. Locassio, Acting Director, NJ Office of the Attorney General, Dept. of Law and Public Safety, Division on Civil	*Informing of re-established NJ Division on Civil Rights, Bureau of Prevention, Outreach & Public Education Programs (POPE) exploration of possibility of scheduling a regional seminar targeted to public,	

			Rights, Bureau of Prevention, Outreach & Public Education, to Loretta Castano	municipal and selected private employers on unlawful discrimination under the provisions of the New Jersey Law Against Discrimination (LAD), N.J.S.A. 10:5-1 et. seq.	
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ALSO DISTRIBUTED: Via E-Mail
Unapproved Minutes of Regular Meeting held 7/13/11
Unapproved Minutes of Work Session held 7/13/11